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THE ANDHRA PRADESH GAZETTE

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PART II - MISCELLANEOUS NOTIFICATIOSN OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

A.P. STATE WAQF BOARD: VIJAYAWADA.

Transit Office at 4th & 5th Floor, Razzack Manzil, Opp. Public Gardens, Nampally, Hyderabad.

APPOINTMENT OF JANAB SYED ABDAL HUSSAINI KHADRI S/o SYED MOHD UBAIDULLAH HUSSAINI AS MUTAWALLI IN JHANDE WALEY SAHEB MASJID AND ITS ATTACHED PROPERTIES IN BANAGANAPALLI V&M, KURNOOL DISTRICT.

Read:- 1) This Office proceedings of even No., Dated:23-12-2015.
2) Report of Inspector Auditor Waqfs, Kurnool District, Dt: 03-08-2016 along with representations of Janab Syed Mohd Ubaidullah Hussaini & Janab Syed Abdal Hussaini Khadri.
3) Orders of the Competent Authority, APSWB, Dt: 16-05-2017.

F.No.10/M/KNL/2015/Z-IV,- The Waqf Institution namely Hazrath Jamaliddun Basha Dargah is a notified Waqf Institution published in the AP Gazette 18-A at Sl.No.1707, the and its attached Institutions called Jhandevali Saheb Ki Masjid at SL.No. 1720 and Khankha & Mahaboob Subhani Jhanda situated in Sy.No.51/4A to an extent of Ac.10-29 Cents of Banaganapalli Village was published in the AP Gazette 19 Part-1, Dt: 15-07-1971 at serial No.1. The Board has appointed Mutawalli to the subject Waqf Institution vide reference 1st read above.

In the reference 2nd read above, the inspector Auditor Waqfs, Kurnool District has submitted report along with representations of notified Mutawalli and recommended to appoint Syed Abdal Hussaini Khadri, elder son of notified Mutawalli namely Syed Mohd Ubaidullah Hussaini as a Mutawalli as the notified Mutawalli was unable to perform his duties of Mutawalli due to ill health and old age.

After verification of the above record, the matter was placed before the Competent Authority, APSWB, who after examining the matter and passed orders vide reference 3rd read above for appointment of Janab Syed Abdal Hussaini Khadri, S/o Syed Mohd Ubaidullah Hussaini as a Hereditary Mutawalli U/Sec.42 of Waqf Act, 1995 in the place of his father to the subject Waqf Institution.

Accordingly, Janab Syed Abdal Hussaini Khadri, S/o Syed Mohd Ubaidullah Hussaini is hereby appointed as Mutawalli, U/Sec.42 of Waqf Act, 1995 in respect of Jhande Waley Saheb Masjid and its attached institutions Khankha and Mahboob Subhani Jhanda situated at Banaganapalli Village & Mandal, Kurnool District.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rules 20 of A.P. Waqfs Rules, 2000 and should follow the instructions issued by the Board for time to time. He should submit the Accounts Budget Income & Expenditure statement and paid Waqf Fund properly, failing which Section 61 and 64 of the Waqf Act, 1995 will be attracted Duties mentioned hereunder.

a) To implement the orders issued by the Board & from time to time.

b) To carry out the directions of the Board.

c) To allow inspector Auditor Waqfs regarding property accounts, records, deeds and documents relating thereof.

d) To discharge all public duties.

e) To do any other Act which he is Lawfully required to do be or under this Act.

f) Shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any fact.

g) That the Mutawalli is restrictor to grant lease of Waqf property exceeding one year.

h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural land. He should follow Lease Rules 2014 to put open auction through A.P. State Waqf Board.

i) He will not entitled to expend the Monies of Waqf exceeding 10% of the Net annual Income.

As per Sec. 101 (2) of Waqf Act, 1995, *"Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec. 21 of the Indian Penal Code".* As such, for the illegal act if any, every member of the committee will be liable for penal action. The Committee shall also noted that Sec 3 (ee) defined encroacher, sec. 52-A explain rigorous punishment upto (2) years and Sec.61 speaks penalty and punishment upto (6) months for the lapses/ charges shown therein, hence should act carefully delinquently and maintain account scrupulously.

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

Sd/-.,
CHIEF EXECUTIVE OFFICER,
A.P. State Waqf Board,
Vijayawada.

05-08-2017.

To
Janab Syed Abdal Hussaini Khadri, S/o Syed Mohd Ubaidullah Hussaini Mutawalli of Jhande Waley Saheb Masjid,
R/o Banaganapalli Village & Mandal, Kurnool District (through concerned IA Waqfs).

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